

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

ELECTROLUX HOME PRODUCTS, INC.,

Plaintiff,

:

Case No. 3:05-mc-017

-vs-

District Judge Thomas M. Rose
Chief Magistrate Judge Michael R. Merz

:

WHITESELL CORPORATION,

Defendant.

BAMAL FASTENERS, LLC, et al.,

Respondents.

DECISION AND ORDER REGARDING JOINT MOTION FOR RECONSIDERATION

This case is before the Court on Respondents' Joint Motion for Reconsideration (Doc. No. 47) in which they assert that it is necessary for this matter to remain "open" because of the continuing obligations of various parties under the Court's orders enforcing subpoenas. The Court agrees that it has not relinquished jurisdiction to enforce those orders, but is puzzled by counsel's reference to the case as being "closed." District Judge Rose's Order of March 8, 2006, merely adopted, in the absence of any objections, the Magistrate Judge's recommendation that Respondents' motion for certification of an interlocutory appeal be denied. That Order does not purport to close the case and the docket does not reflect that the case is closed.

Accordingly, the Joint Motion for Reconsideration is denied as moot.

March 22, 2006.

s/ Michael R. Merz
Chief United States Magistrate Judge